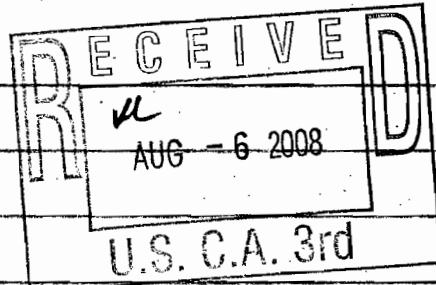


①  
To MARIA M WAIGLE  
date 7/31/08  
from GUARDO Fingelius Corres



Spooled

Re: updated. this is my opportunity to those issues about the  
STATE OF DELAWARE (Kent County Court System) AND Superior Court / AND THE  
SUPREME COURT ATTORNEY WILL CONSIDER AND AFFIRM WITH THE SUPERIOR COURT  
Under THE CASE NUMBER CR05C1382 AC07006146 - VICTIM - 07098801

now  
ENTENCE  
order  
october 26 2007  
Court gave Corres a one year SENTENCING & 12 months and out on  
THE 12 month SENTENCE, you 24 days good time, now beyond this  
SENTENCING Corres is been held Elizabet in the Department of Corrections  
all the Court know how to say your case have been DENIED or DISMISS -  
the STATE OF DELAWARE will abuse this system any time they want to

LET LAST HERE. - Hold AT Step Supervision Level (5)

question - UNTIL SPACE IS AVAILABLE AT supervision Level 4 CREDIT  
Now THIS IS MY ATTENTION TO YOU

Now Corres wanted TO go to the Program in THE Department of  
Correctional they will. - Hold you any know that now Corres has  
wanted AT THE Department of Corrections for (6 days) Previously  
CREDIT for time previously served - now question if THE  
Superior Court - CRIMINAL DOCKET DOCKET STREET 511. ON - Previously  
order. of October 12, 2007 Court order Approval order  
Docketed THE COURT, the CREDIT for time previously served  
question

why THE Department of Correctional can not credit Corres time  
Previously served) gave Corres that CREDIT

2

now my question to you is. Correa lost 118 61 days For time served  
Previously SERVED) LET look AT A one year Sentence THAT 12 month  
SENTENCE IF A Court order to do 12 month Sentence for 1 year  
SENTENCE THE Department of Corrections gave you for one year  
24 day good time) THAT WILL Take it to 11 month SENTENCE  
Oct. Nov Dec Jan Feb March April May June July Aug Sept Oct Oct 2008  
From October 11 2007 THAT IS A one year Sentence) ✓

Now THIS IS A Approval order from October 11 2007  
AS you can see on in THE Superior Court of THE STATE of Delaware  
IN AND FOR KENT COURT.

Question  
Here:  
This is how the Department of Corrections Department of Record  
made a mistake! Some Ass whole from the Department of Corrections  
was confuse the Court. Has put in the original Sentence order.  
0205013182 0607006146) V1C06-07-098801- on Ident THEFT  
OF October 26, 2007 Approval order! AS I can say in ASS hold Took out  
The original ACTION Number out of THE STATE NATION wide Computer  
System Forged THE Original Docketment in THE STATE NATION wide STATE  
Computer System TO 12/05/07 so Correa can do 61 day more! and THAT  
is total wrong Correa try to Explane it in a state or Superior Court  
Writ of Habeas Corpus which the law library has told me TO FILE  
And Argue About my (goodtime) and my Petition was Deni AL  
Hold AT Supervision (5)-Units space is Available) AT  
Supervision AT Supervision Level 4 CREST

3  
Now question on the last Page you will (see) question here  
about THE Department of Justice Cent Count  
102 WEST WATER STREET DOVER DELAWARE 19904 AND THAT  
Petition Joseph R. BIDEN III Attorney General Expenses  
in His Petition to Judge with Williams Jr on —  
October 11, 2007 Response about TASC And Credit Programs

question is Hold AT Supervision (5) — until space is available AT  
here supervision level (4) (C.R.E.S.T.)

if THE Department of Correction Record  
Record Department (D) motion for CREDIT for THE Previously  
Served) under THIS case number) 0205013182 0607006146  
V106-07-098801

MESSENGER  
SEPT  
THE Public Defender) Mrs. Sandra W. Oron, Esquire  
Please call her she call to THE Department of Corrections try try  
to get ms Release/Address Assistant Public Defender  
Public Defender's OFFicer) THE SYKES Building  
45 THE Street Del 19901)

Please CALL Mrs Sandra W. Oron  
302) 739-4476

THE THIRD CIRCUIT I need you TO Spete in  
TO get ms Release TIME Server

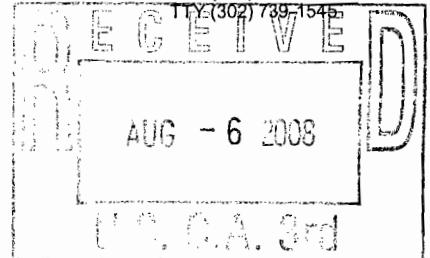
I need your Help Please  
Get me out I don't have any open  
charge AT ALL



DEPARTMENT OF JUSTICE  
KENT COUNTY  
102 WEST WATER STREET  
DOVER, DELAWARE 19904

JOSEPH R. BIDEN, III  
ATTORNEY GENERAL

CIVIL DIVISION (302) 739-7641  
FAX (302) 739-7652  
CRIMINAL DIVISION (302) 739-4211  
FAX (302) 739-6727  
TTY (302) 739-1545



April 15, 2008

The Honorable Andrea Maybee Freud  
Commissioner - Superior Court  
38 The Green  
Dover, DE 19901  
c/o Kent County Prothonotary

**RE: STATE V. CORREA**  
**Cr. I.D. No. 0205013182 & 0607006146**

Dear Commissioner Freud:

Please accept this letter as the State's response to defendant Guango Correa's Motion for Post Conviction Relief filed pursuant to Superior Court Criminal Rule 61 in the above case.

The defendant has raised two allegations in support of his Motion. First, the defendant alleges that he had a "lack of [,] communication" with his probation officer resulting in a Crest sentence. He further states in Ground One that he "did not have a fair chance to explain the situation". He states that he can't do the Crest Program for one year but can do it for six months. Second, he argues that TASC and his probation officer were "aware of the situation" and waited a few months to arrest the defendant. He indicates that his arrest was based on "false information".

A review of the Motion clearly demonstrates that the defendant has not established a need for the Court to hold a hearing on these issues. It appears that the defendant was sentenced by Judge Witham on October 11, 2007. The sentence included a one year commitment to the Crest Program. It does not appear that this sentence was illegal. Further, it is difficult to understand what the defendant's basis is for this Motion.

*ASK you can see Correa was Arrest on October 11, 2007  
Why can't the Court understand But if Show on the  
Status Sheet Correa was Submitt to the Department of Prisons*

Petitioner has not alleged any cause for his default.

Moreover, the Court concludes that Petitioner cannot demonstrate any prejudice stemming from the alleged erroneous alias. The record reveals that the State Bureau of Identification removed all references to David E. Jones from Petitioner's criminal history in 2005,<sup>4</sup> and Petitioner's instant challenge involves the VOP II sentence he received in July 2006. Therefore, Petitioner cannot demonstrate how the improper David E. Jones alias actually affected the VOP II sentence.

---

petition for a writ of habeas corpus, and second, when he appealed the Superior Court's denial of a Rule 35(b) motion. For example, in Correa v. State, No. 654, 2006, Order (Del. Mar. 15, 2007), the Delaware Supreme Court refused to review the merits of the claim because it was improperly raised in a petition for the writ of habeas corpus. In Correa v. State, 940 A.2d 945 (Table), 2007 WL 4110622 (Del. Nov. 20, 2007), the Delaware Supreme Court refused the review the merits of the claim because the Rule 35(b) motion was repetitive. However, a petitioner does not exhaust state remedies by presenting a claim in an improper procedural manner. See, e.g., Nickerson v. Snyder, 2002 WL 237869, at \*2 (Feb. 1, 2002); Castille, 489 U.S. at 351. Therefore, in these circumstances, Petitioner did not exhaust state remedies by presenting his improper alias claim to the Delaware Supreme Court during his state habeas appeal or during his Rule 35(b) appeal.

The Court also notes that, at this juncture, Petitioner cannot return to the Delaware State Courts to litigate the improper alias issue because the appeal periods for all of the Superior Court's decisions regarding the VOP II sentence have expired. Additionally, if Petitioner filed a new Rule 61 motion raising this claim, it would be denied as untimely under Rule 61(i)(1), as procedurally defaulted under Rule 61(i)(3), and as formerly adjudicated under Rule 61(i)(4). See e.g. Bright v. Snyder, 218 F. Supp. 2d 573, 580 (D. Del. 2002).

<sup>4</sup>See Correa v. State, 2007 WL 1518967 (Del. Super. Ct. May 22, 2007).

SUPERIOR COURT CRIMINAL DOCKET  
( as of 06/27/2008 )

Page 1

State of Delaware v. GUANGO F CORREA  
 State's Atty: GREGORY R BABOWAL , Esq.  
 Defense Atty: WILLIAM T DEELY , Esq.

DOB: 03/04/1965

AKA: DAVID E JONES  
 DAVID E JONES  
 GUANGO CORREA  
 GUANGO R CORREA  
 ROBERT WILLIAMS  
 ROBERT F CORREA  
 JUAN CORREA  
 GUANGO F CORREAN  
 GUANGO F GORRIEA  
 BOBBY CORREA

## Assigned Judge:

## Charges:

Count	DUC#	Crim.Action#	Description	Dispo.	Dispo. Date
001	0607006146	IK06070995	THEFT SENIOR	NOLP	08/09/2006
002	0607006146	IK06070996	THEFT SENIOR	NOLP	08/09/2006
003	0607006146	IK06070997	THEFT SENIOR	NOLP	08/09/2006
004	0607006146	IK06070998	THEFT SENIOR	NOLP	08/09/2006
005	0607006146	IK06070999	THEFT SENIOR	NOLP	08/09/2006
006	0607006146	IK06071000	THEFT SENIOR	NOLP	08/09/2006
007	0607006146	IK06071001	THEFT SENIOR	NOLP	08/09/2006
008	0607006146	IK06071002	THEFT SENIOR	NOLP	08/09/2006
009	0607006146	IK06071003	THEFT SENIOR	NOLP	08/09/2006
010	0607006146	IK06071004	FORGERY 2ND	NOLP	08/09/2006
011	0607006146	IK06071005	FORGERY 2ND	NOLP	08/09/2006
012	0607006146	IK06071006	FORGERY 2ND	NOLP	08/09/2006
013	0607006146	IK06071007	FORGERY 2ND	NOLP	08/09/2006
014	0607006146	IK06071008	FORGERY 2ND	NOLP	08/09/2006
015	0607006146	IK06071009	FORGERY 2ND	NOLP	08/09/2006
016	0607006146	IK06071010	FORGERY 2ND	NOLP	08/09/2006
017	0607006146	IK06071011	FORGERY 2ND	NOLP	08/09/2006
018	0607006146	IK06071012	FORGERY 2ND	NOLP	08/09/2006
019	0607006146	IK06070988	IDENT THEFT >62	GLTY	08/09/2006
	0607006146	VK0607098801	VIOL O/PROBATN	VF	10/26/2007
	0607006146	VK0607098802	VIOL O/PROBATN	VF	02/25/2008
020	0607006146	IK06070989	THEFT SENIOR	NOLP	08/09/2006
021	0607006146	IK06070990	THEFT SENIOR	NOLP	08/09/2006
022	0607006146	IK06070991	THEFT SENIOR	NOLP	08/09/2006
023	0607006146	IK06070992	FORGERY 2ND	NOLP	08/09/2006
024	0607006146	IK06070993	FORGERY 2ND	NOLP	08/09/2006
025	0607006146	IK06070994	ATT THEFT \$1000	NOLP	08/09/2006

Event No.	Date	Event	Judge

CASE

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE  
IN AND FOR KENT COUNTY

VS.

GUANGO F CORREA

Alias: See attached list of alias names.

DOB: 03/04/1965  
SBN: 00180807

CASE NUMBER:  
0205013182  
0607006146

CRIMINAL ACTION NUMBER:

VK06-07-0988-01

VIOL O/PROBATN

ORIG. CHARGE:

IDENT. THEFT >62 (F)

VK02-05-0782-03

VIOL O/PROBATN

ORIG. CHARGE:

ASSAULT 2ND (F)

COMMITMENT

VIOLATION OF PROBATION SENTENCE ORDER

NOW THIS 26TH DAY OF OCTOBER, 2007, IT IS THE ORDER OF THE COURT THAT: The defendant is found in violation. Defendant is sentenced as follows:

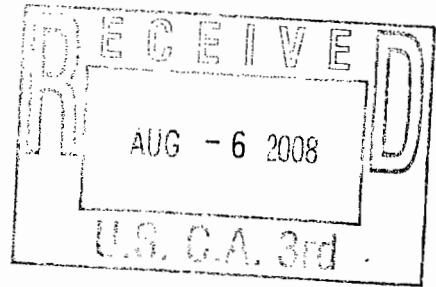
AS TO VK06-07-0988-01 TIS 11 Del.C.0854000aFD  
VIOL O/PROBATN FOUND IN VIOLATION

Effective October 11, 2007 the defendant is sentenced as follows:

- The defendant is placed in the custody of the Department of Correction for 8 year(s) at supervision level 5
- Suspended for 1 year(s) at supervision level 4 CREST
- Upon successful completion at supervision level 4 CREST
- Balance of sentence is suspended for 1 year(s) supervision level 3 CREST AFTERCARE

\*\*APPROVED ORDER\*\* 1 October 26, 2007 09:10

06/18/2008  
Guango Correa 00180807



Mr. Correa,

Our hands in the records Office are tied when it comes to the effective date of your sentence. That is the date that Judge James T Vaughn Jr. Ordered as the effective date of your sentence. If you want it to be changed you are going to have to file a Habeus Corpus. The issue is one that we have no control over. It is between you and your Judge.

J Cabana

A handwritten signature in black ink, appearing to read "J Cabana".

Correctional Records Clerk

Dec 5, 2007 12/05/07



U.S.M.S. Shows  
X-RAY Any thing After July 17, 2008  
Mrs. MARGARET WALDORF  
United States Court of Appeals, U.S.M.S.  
Fax: 214-767-3141  
21400 United States Court House  
601 Main Street  
Dallas, TX 75201-1790

Plitow 10611790

1995-132-2015

THIS LETTER IS FROM THE DEPARTMENT OF CORRECTIONS.

THE DEPARTMENT OF CORRECTIONS IS IN THE WRONG EFFECTIVE DATE AS OF  
12/15/07 IS THE WRONG EFFECTIVE DATE THE STATE, NATIONAL AND WORLD  
CORRECTION SYSTEM OCTOBER 15, 2007 IS THE CORRECT EFFECTIVE DATE.

THIS LETTER WAS SENT BY AN INMATE WHO IS IN STATE PRISON.

THE STATE IS NOT LIABLE FOR DEBTS INCURRED, OR  
IS DOING NOTHING ABOUT THE CONTENTS OF THIS LETTER.

THE STATE SHOULD BEEN HELPFUL, HELPFUL, HELPFUL ON TIME SERVING JUDGEMENT

CCM